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Customer Number

Patent  
Case No.: 53750US002

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: JACOBS, GREGORY F.  
Application No.: 10/039654 Group Art Unit: 3671  
Filed: December 31, 2001 Examiner: Hartmann, Gary S.  
Title: MATRIX ELEMENT MAGNETIC PAVEMENT MARKER AND METHOD OF  
MAKING SAME

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF TRANSMISSION	
To Fax No.: 703-872-9306	
I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office on:	
28 Sept. 2004 Date	Amber Nicholson Signed by: Amber Nicholson

Dear Sir:

Pursuant to 37 CFR §§ 1.56, 1.97, and 1.98, enclosed is a completed Form PTO-1449, citing references submitted for consideration by the Examiner.

Copies of any cited foreign patents, foreign publications, non-patent literature documents; and any pending U.S. applications filed before June 30, 2003, are enclosed. Copies of any pending U.S. applications filed after June 30, 2003 that can be accessed on the USPTO's IFW system are not enclosed as per USPTO Waiver dated September 21, 2004. Copies of any U.S. patents and published U.S. patent applications are not enclosed.

PCT Publication WO96/16231 is being listed on this 1449 due to the fact that applicant previously cited WO96/15231 in error. This was a typographical error on the previous 1449 and thus a complete copy of WO96/16231 is not being resent.

It is respectfully requested that the Examiner initial and return the enclosed Form PTO-1449 to indicate that each reference has been considered.

Application No.: 10/039654

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This Information Disclosure Statement is being mailed after receipt of a first Office Action on the merits, but prior to the mailing of a Notice of Allowance under 37 CFR § 1.311. Please charge the fee for consideration of an Information Disclosure Statement set forth in 37 CFR § 1.17(p) to Deposit Account No. 13-3723, and if necessary, please charge any additional fees, or credit any overpayment to Deposit Account No. 13-3723. One copy of this sheet marked duplicate is also enclosed.

Respectfully submitted,

9-28-04  
Date

By: Carolyn A. Fischer  
Carolyn A. Fischer, Reg. No.: 39,091  
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Office of Intellectual Property Counsel  
3M Innovative Properties Company  
Facsimile No.: 651-736-3833

<b>Substitute for form 1449A/PTO (modified)</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)  Page 1 of 1	<b>Application Number</b>	<b>10/039854</b>
	<b>Filing Date</b>	<b>December 31, 2001</b>
	<b>First Named Inventor</b>	<b>Jacobs, Gregory F.</b>
	<b>Art Unit</b>	<b>3671</b>
	<b>Examiner Name</b>	<b>Hartmann, Gary S.</b>
	<b>Attorney Case Number</b>	<b>53750US002</b>

U.S. Patent Documents					
Exam. Init.*	Cite No.	Document Number	Publication Date or Issue Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Doc. Number (Kind Code if Known)			
	A1	US- 5873972	02-23-1999	Barnett	
	A2	US- 5835271	11-10-1998	Stump et al.	
	A3	US- 5242242	09-07-1993	Young	
	A4	US- 4089787	01-24-1978	Wyckoff	
	A5	US- 3879148	04-22-1975	Eigenmann	
	A6	US-			
	A7	US-			
	A8	US-			
	A9	US-			
	A10	US-			
	A11	US-			

Foreign Patent Documents						
Exam. Init.*	Cite No.	Foreign Patent Document		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Ctry. Code	Number-Kind Code (if known)			
	B1	WO	96/16231	30.05.1996		
	B2					
	B3					
	B4					
	B5					
	B6					
	B7					

OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS		
Exam. Init.*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published
	C1	
	C2	
	C3	

<b>*Examiner:</b>	<b>Date Considered:</b>
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	